United States Court of Appeals

For the Eighth Circuit
No. 12-3820
Teresa Lynette Bloodman
Plaintiff - Appellant
v.
Rhonda Wood, Circuit Court Judge for the Twentieth Judicial District of Arkansas, in her official and individual capacity; Cody Hiland, Individually and in his official capacity as Prosecuting Attorney for the Twentieth Judicial District of Arkansas; Joan Shipley, Individually and in her official capacity as Deputy Prosecuting Attorney for the Twentieth Judicial District of Arkansas
Defendants - Appellees
Appeal from United States District Court for the Eastern District of Arkansas - Little Rock
for the Eastern District of Arkansas - Little Rock

Submitted: June 17, 2013 Filed: June 24, 2013 [Unpublished]

Before MURPHY, SMITH, and COLLOTON, Circuit Judges.

PER CURIAM.

Appellate Case: 12-3820 Page: 1 Date Filed: 06/24/2013 Entry ID: 4047871

Teresa Bloodman appeals the district court's with-prejudice dismissal of her civil complaint. We conclude that the district court did not abuse its discretion in determining that abstention would be appropriate under <u>Younger v. Harris</u>, 401 U.S. 37 (1971). See <u>Plouffe v. Ligon</u>, 606 F.3d 890, 892-93 (8th Cir. 2010) (<u>Younger</u> abstention doctrine provides that federal courts should abstain from exercising jurisdiction when (1) there is ongoing state proceeding, (2) which implicates important state interests, and (3) there is adequate opportunity to raise relevant federal questions in state proceeding). Accordingly, we modify the dismissal to be without prejudice, see <u>Anderson v. Schultz</u>, 871 F.2d 762, 766 (8th Cir. 1989) (dismissal without prejudice is appropriate where court abstains under <u>Younger</u>), and affirm the dismissal as modified. <u>See</u> 8th Cir. R. 47B.

¹The Honorable Susan Webber Wright, United States District Judge for the Eastern District of Arkansas.

Case 4:12-cv-00659-SWW Document 9 Filed 06/24/13 Page 3 of 4

United States Court of Appeals

For The Eighth Circuit

Thomas F. Eagleton U.S. Courthouse 111 South 10th Street, Room 24.329

St. Louis, Missouri 63102

Michael E. Gans Clerk of Court VOICE (314) 244-2400 FAX (314) 244-2780 www.ca8.uscourts.gov

June 24, 2013

Ms. Teresa Lynette Bloodman P.O. Box 13641 Maumelle, AR 72113

RE: 12-3820 Teresa Bloodman v. Rhonda Wood, et al

Dear Ms. Bloodman:

The court has issued an opinion in this case. Judgment has been entered in accordance with the opinion. The opinion will be released to the public at 10:00a.m. today. Please hold the opinion in confidence until that time.

Please review Federal Rules of Appellate Procedure and the Eighth Circuit Rules on post-submission procedure to ensure that any contemplated filing is timely and in compliance with the rules. Note particularly that petitions for rehearing and petitions for rehearing en banc <u>must</u> be received in the clerk's office within 14 days of the date of the entry of judgment. Counsel-filed petitions must be filed electronically in CM/ECF. Paper copies are not required. No grace period for mailing is allowed, and the date of the postmark is irrelevant for pro-se-filed petitions. Any petition for rehearing or petition for rehearing en banc which is not received within the 14 day period for filing permitted by FRAP 40 may be denied as untimely.

Michael E. Gans Clerk of Court

CMD

Enclosure(s)

cc: Mr. Jim McCormack

District Court/Agency Case Number(s): 4:12-cv-00659-SWW

Appellate Case: 12-3820 Page: 1 Date Filed: 06/24/2013 Entry ID: 4047871

Case 4:12-cv-00659-SWW Document 9 Filed 06/24/13 Page 4 of 4



12-3820 Teresa Bloodman v. Rhonda Wood, et al "per curiam opinion filed" (4:12-cv-00659-SWW)

8cc-cmecf-nda

to:

06/24/2013 08:03 AM

Hide Details

From: 8cc-cmecf-nda@ck8.uscourts.gov

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing.

Eighth Circuit Court of Appeals

Notice of Docket Activity

The following transaction was filed on 06/24/2013 Teresa Bloodman v. Rhonda Wood, et al Case Name:

Case Number: 12-3820 Document(s): Document(s)

Docket Text:

PER CURIAM OPINION FILED - THE COURT: Diana E. Murphy, Lavenski R. Smith and Steven M. Colloton (UNPUBLISHED) [4047871] [12-3820] (Catherine Dolan)

Notice will be electronically mailed to:

Ms. Teresa Lynette Bloodman: teresabloodman@yahoo.com

Mr. Jim McCormack, Clerk of Court: ared_appeals@ared.uscourts.gov

The following document(s) are associated with this transaction:

Document Description: Per Curiam Opinion

Original Filename: 123820U.pdf

Electronic Document Stamp: [STAMP accefStamp_ID=1105112566 [Date=06/24/2013] [FileNumber=4047871-0]

 $[396e976208dd3000\bar{b}1a647ffdd650efb3921d2e9a6c2f46674d06dd7b4da0a4d631f47cca7524bc0d26a40662361f4e8f2191e830f52aefc8e021ef547a10e81]]$

Document Description: Counsel Opinion Letter

Original Filename: /opt/ACECF/live/forms/cdolan_123820_4047871_CounselOpinionLetters_285.pdf

Electronic Document Stamp:

[STAMP acecfStamp_ID=1105112566 [Date=06/24/2013] [FileNumber=4047871-1]

 $[417f31c05475a007\bar{b}1ea5ebfad93e4f409802c42ed8d396651f49a9f4881d0cc02a64ebe3435bad62fa7d7302429325103767b1a965d70ddd021b93d3a842c09]]$ **Recipients:**

- Ms. Teresa Lynette Bloodman
- Mr. Jim McCormack, Clerk of Court

The following information is for the use of court personnel:

DOCKET ENTRY ID: 4047871 RELIEF(S) DOCKETED:

not for publication

DOCKET PART(S) ADDED: 4877316, 4877317, 4877318